Single Bench

CP 100K

(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION NO. 3832 /2004

PETITIONER	R.L. Dohare, aged about 59 years, son of Shri Sarulal Dohare, caste-Satnami (Scheduled Caste), resident of – Sarangarh, Tah. Sarangarh, Distt. Raigarh (Chhattisgarh)

VERSUS

RESPONDENTS	1. The State of Chhattisgarh, through, the Secretary, Department of School Education, Dau Kalyan Singh Bhawan, Raipur, Chhattisgarh.
	2. The Deputy Director, Department of Public Education, DKS Bhawan, Raipur (CG)
	3. The District Collector, Raigarh (Chhattisgarh)

P.R. No. 3834/04
Presented by Shri. Rohit Naik
dated 12-10-04

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

16

मामला क्रमांक WP 3832/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

01-11-2004

Shri Roop Naik, Counsel for the petitioner.

Shri V.V.S. Murthy, Dy. Advocate General with Shri Akhil Agrawal, Panel Lawyer for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. He further submits that the petitioner is aged about 59 years and he is at the fag end of his retirement. He also submits that the petitioner is suffering from Chr. Duodenal Ulcer and Annexure-P/2 is the document to this effect. He also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered the facts and circumstances and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law by

XI-HC—78

(17)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3832/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	a reasoned order as early as possible preferably within six weeks from the date of receipt of the representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law. Counsel for the petitioner submits that the petitioner has not been relieved so far. He prays for stay till the representation is decided. In view of the facts and circumstances of the case, it is directed that till the representation is decided, if the petitioner is not relieved, he be allowed to continue. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.4242/04 also stands disposed of. Certified copy as per rules.	Sd/- Fakhruddin Judge
Gowri		